

HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DEBORAH H. BEATON,

Plaintiff,

v.

JPMORGAN CHASE BANK N.A., et
al.,

Defendants.

CASE NO. C11-872RAJ

ORDER

The court has received Plaintiff's second renewed motion for temporary restraining order ("TRO") (Dkt. # 14). On June 2, the court denied Plaintiff's first renewed motion for TRO because Plaintiff had failed to establish any likelihood of success on the merits of her claims against Defendants. *See* Order (Dkt. # 13). This order should be read in conjunction with that order.

Along with Plaintiff's second renewed motion, she has attached some new documents to a declaration (Dkt. # 15). While one of these documents establishes that a trustee's sale is scheduled for today (see Beaton Decl. (Dkt. # 15), Ex. A), none of the

1 documents establish that there are substantive reasons to restrain the sale. Plaintiff again
2 attaches the August 2006 deed of trust recorded on her home with Washington Mutual
3 Bank, FA ("WaMu") as the beneficiary, and also attaches the accompanying promissory
4 note endorsed to WaMu. *See* Complaint (Dkt. # 1), Ex. B; Beaton Decl. (Dkt. # 15), Exs.
5 B & C. These documents do not establish that there is any merit to Plaintiff's contentions
6 that she is not in default, or that either the note or deed of trust is invalid. Without a
7 showing that Ms. Beaton is likely to prevail on her claims, she is not entitled to a TRO.

8 For these reasons, the court DENIES Plaintiff's motion (Dkt. # 14).

9 Dated this 3rd day of June, 2011.

10
11 
12

13 The Honorable Richard A. Jones
14 United States District Judge
15
16
17
18
19
20
21
22
23
24
25
26
27